

BRIAN J. STRETCH (CABN 163973)  
Acting United States Attorney

DAVID R. CALLAWAY (CABN 121782)  
Chief, Criminal Division

**KEVIN J. BARRY (CABN 229748)**  
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102-3495  
Telephone: (415) 436-6840  
FAX: (415) 436-7123  
Email: kevin.barry@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

The Court has set November 6, 2015, at 9:30 a.m. as the date for a preliminary hearing or arraignment. The parties hereby stipulate to reset the preliminary hearing or arraignment to December 4, 2015 at 9:30 a.m., and they request that the Court extend the time limits provided by Federal Rule of Criminal Procedure 5.1(c). This extension of time is necessary for the parties to explore possible pre-indictment resolution and for effective preparation of counsel.

Pursuant to Rule 5.1(d), the defendants and the government consent to the extension of time, and the parties represent that good cause exists for this extension, including the effective preparation of

STIPULATION AND [PROPOSED] ORDER CHANGING HEARING DATE  
CR 14-mi-71190 MAG 1

1 counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). For the same reasons, the parties also request that the  
2 Court exclude from the time limits of 18 U.S.C. § 3161 the period from the date of this order through  
3 February 26, 2015. The parties also agree that the ends of justice served by granting such an exclusion  
4 of time outweigh the best interests of the public and the defendant in a speedy trial. *See* 18 U.S.C. §  
5 3161(h)(7)(A).

6  
7 SO STIPULATED:

8  
9 MELINDA HAAG  
10 DATED: November 4, 2015  
11  
12  
13 DATED: November 4, 2015  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

\_\_\_\_\_  
/s/  
KEVIN J. BARRY  
Assistant United States Attorney

\_\_\_\_\_  
/s/  
ZENIA K. GILG  
Attorney for BRYAN COCHRAN

Attestation of Filer

In addition to myself, the other signatory to this document is Zenia K. Gilg. I attest that I have her permission to enter a conformed signature on her behalf and to file the document.

DATED: November 4, 2015

\_\_\_\_\_  
/s/  
KEVIN J. BARRY  
Assistant United States Attorney

1                   **[PROPOSED] ORDER**

2                  For the reasons stated above, the Court sets December 4, 2015, as the date for the arraignment or  
3 preliminary hearing. The Court finds that extension of time limits applicable under Federal Rule of  
4 Criminal Procedure 5.1(c) from the date of this order through December 4, 2015, is warranted; that  
5 exclusion of this period from the time limits applicable under 18 U.S.C. § 3161 is warranted; that the  
6 ends of justice served by the continuance outweigh the interests of the public and the defendant in the  
7 prompt disposition of this criminal case; and that the failure to grant the requested exclusion of time  
8 would deny counsel for the defendant and for the government the reasonable time necessary for  
9 effective preparation of counsel, taking into account the exercise of due diligence, and would result in a  
10 miscarriage of justice. 18 U.S.C. § 3161(h)(7)(B)(iv).

12  
13                  IT IS SO ORDERED.  
14

15                  DATED: 11/4/15

  
16                  HON. KANDIS A. WESTMORE  
17                  United States Magistrate Judge